

# Concise Minutes – Legislation, Justice and Constitution Committee

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Meeting Venue:

Video Conference via Zoom

Meeting date: Monday, 22 February 2021

Meeting time: 09.00 – 11.53

This meeting can be viewed

on [Senedd TV](#) at:

<http://senedd.tv/en/11065>

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## Attendance

Category	Names
Members of the Senedd:	Mick Antoniw MS (Chair) Carwyn Jones MS Dai Lloyd MS David Melding MS
Witnesses:	Rt Hon Robert Buckland MP, UK Government Amy Rees, Ministry of Justice Nicholas Paines QC, Law Commission Henni Ouahes, Law Commission Sarah Smith, Law Commission
Committee Staff:	P Gareth Williams (Clerk) Sarah Sargent (Second Clerk) Gareth Howells (Legal Adviser)



## **1 Introduction, apologies, substitutions and declarations of interest**

The Chair confirmed that, in accordance with Standing Order 34.19, he had determined that the public were excluded from the Committee's meeting in order to protect public health.

There were no apologies or substitutions.

In accordance with Standing Order 17.24, David Melding declared an interest with respect to Item 2.

## **2 Making Justice work in Wales: Evidence session 3**

The Committee took evidence from the Lord Chancellor and Secretary of State for Justice in relation to its inquiry into Making Justice work in Wales.

## **3 Justice in Wales and proposals to reform the devolved Welsh tribunals system – evidence session with the Law Commission of England and Wales**

The Committee received evidence from the Law Commission in relation to its proposals to reform the devolved Welsh tribunals system.

## **4 Instruments that raise no reporting issues under Standing Order 21.2 or 21.3**

### **4.1 SL(5)740 – The Plant Health (Amendment) (Wales) (EU Exit) Regulations 2021**

The Committee considered the instrument and was content.

### **4.2 SL(5)742 – The Family Absence for Members of Local Authorities (Wales) (Amendment) Regulations 2021**

The Committee considered the instrument and was content.

## **5 Instruments that raise issues to be reported to the Senedd under Standing Order 21.2 or 21.3**

### **5.1 SL(5)735 – The Water Resources (Control of Agricultural Pollution) (Wales) Regulations 2021**

The Committee considered the instrument and agreed to report to the Senedd in line with the reporting point identified, and to request a response to the point from the Welsh Government. The Committee also noted that a motion to annul the Regulations has been tabled, and that the corresponding debate is scheduled to take place on 3 March 2021.

### **5.2 SL(5)741 – The M4 Motorway (Junction 28 (Tredegar Park) to Junction 24 (Coldra)) (50 mph Speed Limit) Regulations 2021**

The Committee considered the instrument and agreed to report to the Senedd in line with the reporting point identified.

### **5.3 SL(5)743 – The Non-Domestic Rating (Unoccupied Property) (Wales) (Amendment) Regulations 2021**

The Committee considered the instrument and agreed to report to the Senedd in line with the reporting point identified.

### **5.4 SL(5)736 – The Animal Welfare (Licensing of Activities Involving Animals) (Wales) Regulations 2021**

The Committee considered the instrument and Government response and agreed to report to the Senedd in line with the reporting points identified. In addition, the Committee noted that the Welsh Government would shortly be laying a new version of the Regulations.

## **6 Instruments that raise issues to be reported to the Senedd under Standing Order 21.2 or 21.3 – previously considered**

### **6.1 SL(5)695 – The Official Feed and Food Controls (Miscellaneous Amendments) (Wales) Regulations 2020**

The Committee noted the Welsh Government response.

## **7 Subordinate legislation that raises issues to be reported to the Senedd under Standing Order 21.7 – previously considered**

### **7.1 SL(5)727 – The Candidate Election Expenses (Senedd Elections) Code of Practice 2021**

The Committee noted the Welsh Government response.

## **8 Papers to note**

### **8.1 Letter from the Minister for Environment, Energy and Rural Affairs: The Organics (Amendment) Regulations 2021**

The Committee noted the letter from the Minister for Environment, Energy and Rural Affairs.

### **8.2 Letter from the Minister for Housing and Local Government to the Llywydd: Senedd business during the pre-election period**

The Committee noted the letter from the Minister for Housing and Local Government.

### **8.3 Letter from the Counsel General: Amendments to the UK Trade Bill**

The Committee noted the letter from the Counsel General.

### **8.4 Welsh Government Report on the implementation of Law Commission proposals**

The Committee noted the report.

### **8.5 Correspondence with the Secretary of State for Wales: Sewel Convention**

The Committee noted the letter from the Secretary of State for Wales.

## **9 Motion under Standing Order 17.42 to resolve to exclude the public from the remainder of the meeting**

The Committee agreed the motion.

## **10 Making Justice work in Wales – consideration of evidence**

The Committee considered the evidence received during its sessions with the Lord Chancellor and with the Law Commission, and discussed key issues that would be raised in the Committee's legacy report.

## **11 Legislative Consent Memoranda on the Domestic Abuse Bill – consideration of draft report**

The Committee considered and agreed its draft report on the Welsh Government's Legislative Consent Memoranda on the Domestic Abuse Bill. The Committee noted that the report would be laid by the required deadline.

## **12 Scrutiny of regulations made under the EU (Withdrawal) Act 2018 – update**

The Committee noted the letter from the Minister for Finance and Trefnydd.